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State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

June 1, 2011

Certified Return Receipt
7009 3410 0001 4203 1812

Boyd Brotherson
450 East 200 North
Mount Pleasant, Utah 84647

Subject: Requirement for Notice of Intention, Boyd Brotherson/Todd Wilhite, Freedom from War, S/039/0024, Sanpete County, Utah

Dear Mr. Brotherson:

On May 26, 2011, I inspected the Freedom from War mine site and adjacent areas. Active mining is occurring on your property without Division approval. The only mining permit currently issued for your property is Todd Wilhite's Freedom From War permit (S/039/0024), for which mining has been suspended. Therefore, no mining operations will be allowed without an approved permit and reclamation surety.

Since you do not have a permit with the Division, you will need to submit a Notice of Intention to Commence Small Mining Operations (NOI) by June 10, 2011, to cover all mining areas not previously disturbed by Todd Wilhite. Division forms used for preparing a permit submittal can be found at: https://fs.ogm.utah.gov/pub/mines/minerals_related/forms/MR-SMO.pdf **If an NOI is not received by June 8, 2011, the Division will issue a Cessation Order and impose the associated fines.** The Division will determine the amount of reclamation surety required based on the NOI.

If you have any questions or concerns regarding this letter, please contact me at 801-538-5261 or Peter Brinton at 801-538-5258.

Sincerely,

Paul B. Baker
Minerals Program Manager

PBB:pnb:eb

Enclosure: Inspection Report

cc: Todd Wilhite

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